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REMARKS on Mr. Lenthall's Petition, Presented to the Honourable House of Commons, 31 January 1699.

THE Petitioner Suggests, That there being a Debt of 20140 *l.* pretended to be due from him to the Earl of Radnor, he hath reasons to offer that the Debt is not so much by at least 8000 *l.* if truly Stated: Wherefore he prays, That he may make his Objections by his Council, &c.

On which the Remarks are;

I: **T**HAT the Debt is a Real and Just Debt, has fully been made appear to the Committees of the present and last Parliament, who have examined the same; and their Proceedings, Reports, and Testimonies are refer'd to.

II. That there are Four successive States of the Debt, under Mr. Lenthall's Hand and Seal, besides other Writings duly executed for securing the payment of it; and all these have been laid before the said Committees: Three of the said States were made up between Mr. Boulter, and Mr. Lenthall, and the last of the Three was closed in May, 1697. the Balance whereof due from Mr. Lenthall was 18001 *l.* 19 *s.* 1 *d.* and in all these Accounts Mr. Boulter made several Concessions in Mr. Lenthall's favour, and relinquished both the Interest and Disbursements, which he might have insisted on; so that 'tis plain, Mr. Boulter has accounted with, and used Mr. Lenthall with the greatest Candor, Tenderneis and Justice.

III. From May 1697. to 14 December 1699. (the Day to which the Honourable House of Commons Order'd Incumbrances to be Stated) the Account has run partly in Mr. Boulter's and partly in the Earl of Radnor's, and distinct States thereof have accordingly been laid before the Committee; Vouchers to the one and the other have likewise been produced, and Mr. Lenthall (being present at the Audit) could make no Objection, saving that they were not passed under Hand and Seal, of which, he being the occasion, it argues his dishonesty: These last Accounts (as has appear'd, and may again upon occasion) being as fair and just, as the others, or any can be; And,

IV. That a better View may be taken of the fair and kind Treatment given Mr. Lenthall in the premises: And that it may be seen with what indignity and injustice he treats Committees of Parliament, and the Accomptants, the following Abstract is presented.

By Instrument under Hand and Seal, dated 9 January 1688. Mr. Lenthall acknowledges 12000 *l.* to be due to Sir John Cutler, and agrees to pay five and a half per Cent. per Annum.

15 April 1693. being the day of Sir John Cutler's Death, the Debt (in that Four Years and a Quarter) was run up to

Occasioned by Mr. Lenthall's receiving of the Oxfordshire Estate, and not taking Care to pay the Interest Money.

From Sir John Cutler's Death, to 14 December 1699. (being Six Years and Eight Months) there is Charg'd for Interest in the Accounts Exhibited

And within the same time there has been Moneys paid to Mr. Lenthall, Viz.

By Mr. Boulter	573	00	00	
And by the Earl of Radnor	620	09	04	
	1193	09	4	
Mr. Boulter also Paid (on Sir John Cutler's Death) an Arrear of	179	14	8	} 02338 06 6
Rent to the Dean and Canons of Windsor	872	10	0	
And to Ditto for Renewing Haseley Lease	92	12	6	
He also Paid Debts for Mr. Lenthall to amount of				
	Total	22842	08	0

Towards which there has been received from the Oxfordshire Estate, after deducting the Yearly reserved Rent to the said Dean and Canons, Tyth-Rent, Taxes, Repairs, necessary Charges of Management and Disbursements (at the request of Mr. Lenthall) to get a Saving Clause in the Bill to Regulate Prisons, the Sum of

And there has been received from the Kings-Bench Prison

So that there remains due from Mr. Lenthall to 14 December 1699

And if a Debt so fairly Stated be a pretended one, then the Examinations and Reports of it in Parliament may be said to be pretended also: but if Committees of Parliament are to be credited (which none but Mr. Lenthall questions) and Writings under Hand and Seal sufficiently attested, are to be preferred before Mr. Lenthall's bare suggestions, then 'tis to be hoped the Accounts will appear to be fair, and Mr. Lenthall unreasonable in desiring more Justice.

The Accounts afford these further Observations,

1. That from 1688, the Interest has only been at Five and a half per Cent. per Annum, whereas 'tis well known that far greater Advantages might have been made of ready Money.

2. That it is not bare Interest that has raised the Accounts so high (as some would Insinuate) but there has been Paid in specie to and for Mr. Lenthall, near as much as the Estate has yielded, the Payments to himself were for Subsistence, and other Payments were for preserving his Estate.

However, neither Mr. Boulter nor the Earl had Paid Mr. Lenthall so much Money, but that they were in hopes to have put the Prison under such a Management as to have Raised Money by it; but observing the Ill Practices of the Fleet to be continued, and by reason thereof, that nothing was like to arise from the Prison of the Kings-Bench, Payments to Mr. Lenthall have been discontinued, and 'tis hoped there is good reason for it.

'Tis also hoped that it will not be Argued to the Prejudice of this Account, that the Kings-Bench Prison is in so bad a Condition, seeing the occasion thereof proceeds from the present Marshal's observing the Laws, and the Warden of the Fleet's disregarding them.

And whether the Wardens of the Fleet are guilty of such Violations, the number and nature of the Petitions against them, with Reports thereon from time to time are referred to.

The Consideration whereof is Submitted to this Honourable House.

circa 1699

